BID ADDENDUM 3
Clarifications and Response to Bidder Questions

Aberjona River Flood Mitigation Program
Project 8 – Swanton Street Bridge Placement
Winchester, MA

December 15, 2020

1. *The Form of Bid referenced the incorrect project title and has been correct in the attached. Either Form of Bid will be accepted at the bid opening.*

Attachment A
Form of Bid

TOWN OF WINCHESTER
ROADWAY IMPROVEMENTS
PROPOSED BRIDGE REPLACEMENT – SWANTON STREET OVER ABERJONA RIVER – BRIDGE NO. W-40-008

FORM OF BID

From: _____
(Name of Bidder)

To: Town of Winchester (the "Awarding Authority")

A. The Undersigned proposes to furnish all labor, equipment, tools and materials required for the construction of the **Aberjona Flood Mitigation Program Project 8 – Swanton Street Bridge Replacement Project** (the "Project"), in accordance with the accompanying Contract Documents and plans and specifications prepared by Toole Design for the contract price specified below, subject to additions and deductions according to the terms of the specifications.

B. The bid includes addenda numbered _____.

C. The proposed maximum contract price is _____

_____dollars

($ _____). Bidder hereby confirms that it has included bid security in the amount of 5% of the proposed contract price made payable to the Town of Winchester.

D. Bidder accepts all of the terms and conditions of the Advertisement for Bids and Instructions to Bidders.

E. Bidder promises and agrees that this Bid will remain subject to acceptance for sixty (60) business days after the day of Bid Opening.

F. The undersigned agrees that, if selected as contractor, he or she will within ten (10) business days, after presentation thereof by the Awarding Authority, execute a contract in accordance with the terms of this bid and furnish a performance bond and a labor and materials or payment bond, each in the form contained in the bidding documents and of a surety company qualified to do business under the laws of the Commonwealth and satisfactory to the Awarding Authority and each in the amount of the contract price, the premiums for which are to be paid by the contractor and are included in the contract price. The undersigned understands and agrees that the bid deposit accompanying this bid shall become the property of the Awarding Authority if the bidder fails to execute such contract or otherwise fails to comply with the terms of this bid.

G. The undersigned hereby certifies that he is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the Work, and in the

specified time described in the bid and contract documents, and that he will comply fully with all laws and regulations applicable to awards made subject to M.G.L. c. 30, § 39M.

H. The undersigned further certifies under the penalties of perjury that:

1. This bid is in all respects bona fide, fair and made without collusion or fraud with any other person. As used in this paragraph the word "person" shall mean any natural person, joint venture, partnership, corporation or other business or legal entity.

2. The said undersigned is not presently debarred from doing public construction work in the commonwealth under the provisions of M.G.L. c. 29, § 29F, or any other applicable debarment provision or any rule or regulation.

3. Bidder has complied with all laws of the Commonwealth relating to taxes, reporting of employees and contractors, and withholding and remitting child support.

4. The foregoing bid is based upon the payment to laborers to be employed on the Project of wages in an amount no less than the applicable prevailing wage rates established for the Project by the Massachusetts Department of Labor Standards.

5. The bidder has complied with the Immigration Reform and Control Act of 1986, as amended, and with all regulations adopted thereunder, with respect to all of its employees who will be performing work under this contract and further certifies that said contractor does not knowingly employ any person in violation of United State immigration laws. Bidder further certifies that it will require a similar certification to be executed by any subcontractor who will perform work under this contract and will maintain such certifications for inspection by the Awarding Authority upon its request.

I. By signing and submitting this Form for General Bid, the bidder represents that:

1. Bidder has examined copies of all bidding documents.

2. Bidder has familiarized itself with the nature and extent of the Contract Documents, Work site, locality, and all local conditions and laws and regulations that in any manner may affect cost, progress, performance or furnishing of the work.

3. Bidder has studied carefully all reports and drawings of physical conditions included with these specifications, and accepts that all measurements and technical data included herein is the engineer’s estimates and the bidder has made such investigations of his own as necessary and has based his bid on those investigations.

4. Bidder has obtained and carefully studied (or assumes responsibility for obtaining and carefully studying) all such examinations, investigations, explorations, tests,

and studies (in addition to or which pertain to the physical conditions at the site or otherwise may affect the cost, progress, performance or furnishing of the Work) as bidder considers necessary for the performance or furnishing of the Work at the Contract Price, with in the Contract Time and in accordance with the other terms and conditions of the Contract Documents, and no additional examination, investigations, explorations, tests, reports, or similar information of data are or will be required by bidder for such purposes.

5. Bidder has correlated the results of all such observations, examinations, investigations, explorations, tests, reports and studies with the terms and conditions of the Contract Documents.

6. Bidder has given the Awarding Authority written notice of all conflicts, errors or discrepancies that it has discovered in the Contract Documents and the written resolution thereof is acceptable to bidder.

7. Bidder acknowledges that the Awarding Authority has the right to reject any or all bids and to waive informalities in the bidding, if it deems such rejection(s) to be in its best interest.

8. Bidder represents that all employees to be employed at the worksite will have successfully completed a course in construction safety and health approved by the United States Occupational Safety and Health Administration that is at least 10 hours in duration at the time the employee begins work and who shall furnish documentation of successful completion of said course with the first certified payroll report for each employee.

J. Post-Bid Submittals: If awarded the Contract, the undersigned agrees to furnish, without limitation, the following information prior to the time established for execution of the Contract:

1. Massachusetts Foreign Corporation Certificate, if applicable.

2. OSHA training records for each employee assigned to this project.

K. References: List of all projects of a similar size and scope completed within the last five (5) years, including at least two municipalities for which such work has been performed. Attach additional pages if necessary.

Name of Project	Location	Contact Person	Phone/Email
1.			
2.			
3.			
4.			

Date of Bid: _____

_____
(Print Name of Bidder)

By: _____
(Signature)

_____
(Print Name of Person Signing Bid and Title)

_____
(Business Address)

_____
(City, State and Zip Code)

Telephone: ( )_____

Email Address: _____

Social Security Number or Federal Identification Number: [1]_____

NOTE: If the bidder is a corporation, indicate state of incorporation, give full names of officers; if a partnership, give full names and addresses of all partners; and if an individual, give residential address if different from business address. Use the following spaces, and additional sheets if necessary:

If a Corporation:

Incorporated in what state:_____

President:_____

Treasurer:_____

Secretary:_____

If a foreign corporation (incorporated or organized under laws other than the laws of the Commonwealth of Massachusetts), is the corporation registered with the Secretary of State of Massachusetts?

Yes _____ No _____

[1] The bidder's Social Security Number and Federal Identification Number will be furnished to the Massachusetts Department of Revenue to determine whether the bidder has met tax filing or tax payment obligations. This request is made under the authority of M.G.L. c. 62C, § 49A.

If the bidder is selected for the work referred to above, it is required under M.G.L. c.30 § 39L to furnish to the Awarding Authority a certificate of the Secretary of State stating that the corporation has complied with M.G.L. c. 156D and the date of such compliance.

If a Partnership: (Name all Partners)

Name of Partner:_____

Residence:_____

Name of Partner:_____

Residence:_____

Name of Partner:_____

Residence:_____

If an Individual:

Name:_____

Residence:_____

If an Individual doing business under a firm name:

Name of Firm:_____

Name of Individual:_____

Business Address:_____

Residence:_____

If other form of business organization, please provide attachment describing the form of organization and the name of officers or partners therein.